

**DOCKET NO.: ISIS-3561**

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

**Bennett et al.**

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Serial No.: **09/315,292**

Group Art Unit: **1635**

Filed: **May 20, 1999**

Examiner: **Amy Hudson Bowman**

For: **COMPOSITIONS AND METHODS FOR THE PULMONARY DELIVERY  
OF NUCLEIC ACIDS**

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Jamie L. Toupa

Assistant Commissioner for Patents  
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PO Box 1450  
Alexandria, VA 22313-1450

Attn: Examiner Bowman

**AMENDMENT AND REQUEST FOR RECONSIDERATION**

Dear Examiner Bowman:

This is in response to the Communication dated November 15, 2004, in connection with  
the above-identified patent application. Applicants respectfully request that the following  
amendments be entered, without prejudice:

PTO/88/21 (09-04)

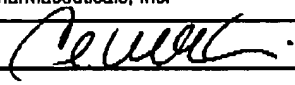
Approved for use through 07/31/2006. OMB 0651-0031

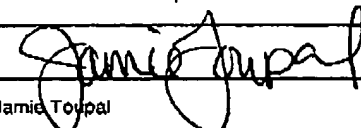
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/315,292	
	Filing Date	05/20/1999	
	First Named Inventor	C. Frank Bennett	
	Art Unit	1635	
	Examiner Name	Amy Hudson Bowman	
Total Number of Pages in This Submission	13	Attorney Docket Number	ISIS-3581

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ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input checked="" type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input type="checkbox"/> Other Enclosure(s) (please identify below):  RECEIVED MAY 16 2005 DIPE/JOWS
Remarks Declaration Under 37 CFR 1.132 of Dr. C. Frank Bennett		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Isis Pharmaceuticals, Inc.	
Signature		
Printed name	Colleen J. McKiernan, Ph.D.	
Date	05/13/2005	Reg. No. 48,570

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:		
Signature		
Typed or printed name	Jamie Toupal	Date 05/13/005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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